

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STATE AUTO PROPERTY AND CASUALTY	:	
INSURANCE COMPANY	:	CIVIL ACTION
	:	NO. 19-05578
Plaintiff,	:	
	:	
v.	:	
	:	
SIGISMONDI FOREIGN CAR SPECIALISTS,	:	
INC.	:	
	:	
Defendant.	:	

ORDER

AND NOW, this 12th day of April, 2021, after considering the parties' pending motions and the responses, reply, and supplemental briefing thereto, and following a hearing on the record, it is hereby ORDERED, for the reasons set forth in the accompanying memorandum, that:

1. Plaintiff's Motion for Summary Judgment (ECF No. 26)

is GRANTED in part and DENIED in part, as follows:

a. The Motion is GRANTED with respect to Counts I and II. An order setting a hearing on damages will issue.

b. The Motion is DENIED with respect to Count III.

c. The Motion is DENIED as moot with respect to the counterclaim.

2. Count IV of the Complaint (ECF No. 1) is **DISMISSED without prejudice**;
3. Defendant's Motion for Partial Summary Judgment (ECF No. 29) is **DENIED**;
4. Defendant's Motion to Vacate Order on Motion to Dismiss (ECF No. 31) is **DENIED**;
5. Defendant's Motion for Additional Time to Produce Documents (ECF No. 32) is **DENIED as moot**; and
6. Plaintiff's Motion for Leave to File Reply (ECF No. 39) is **GRANTED**.

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno
EDUARDO C. ROBRENO, J.